

BOARD OF SELECTMEN

February 9, 2016

Minutes

The Board of Selectmen met on Tuesday, February 9, 2016 at 6:00 p.m. in the Carlisle Public School Cafeteria. Those present were Selectmen Vanessa Hunnibell Moroney, John Gorecki, Nathan Brown, and Lyn Lemaire. Town Administrator Timothy D. Goddard was also present.

Also in attendance:

Ken Mostello, Board of Assessors

Attorney Thomas Harrington, Town Counsel

Town Moderator Wayne Davis

Town Clerk Charlene Hinton

Discussion of Home Rule Petition for Recall of elected officials

Mrs. Moroney said she had a meeting with all of the Chairs from elected Boards, the Town Moderator and the Town Clerk to discuss what a recall is and what it encompasses. She said tonight she would like to have the same discussion with the Board of Selectmen and to listen to their thoughts and comments on this matter. Mrs. Moroney said presently the Town of Carlisle does not have a mechanism for a recall.

Attorney Harrington spoke about the Recall of Elected Officials. He said that currently under State Law there are no statutory mechanisms. If you are elected to a position, you remain in office until you resign or voted out. Attorney Harrington said a number of Towns have gone to the legislature to address this matter. He said we need permission from the legislature to recall our elected officials. Attorney Harrington said virtually all of the 'recall acts' are very similar because once you are going for a special act, the legislature prefers to have a set process and all the 'acts' or bylaws are almost always the same. He said therefore the Town of Carlisle's recall act/by-law will be like the one the Towns of Dighton and Duxbury have prepared.

Attorney Harrington said the way it would work mechanically is the Town would need to authorize the Selectmen to petition the Legislature to enact a special act which would allow the Town to do a recall. This special act will serve as a bylaw. A draft bylaw was presented for review and discussion. Attorney Harrington went over the process stated in the document described in Section(s) 1 through 11. In response to questions from Ms. Lemaire regarding the cause for the recall, Attorney Harrington said the affidavit portion of the recall process must specify the officer whose recall is sought and the grounds/reasons for said recall. He added that the voters will decide if the grounds for the recall were sufficient.

In response to questions from Ms. Lemaire relative to the wording in the recall, Attorney Harrington asked her to send him the changes she proposed to this document and he would consider them.

Selectman Claude von Roesgen arrived at 6:30 pm.

Mrs. Moroney said that any suggestions or changes that Board had for the recall document can be sent to her or Mr. Goddard.

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Approved: 1/23/16

Town Administrator Report

1 Carlisle 7th Grade Play Heidi Haring, a producer of the Carlisle 7th Grade Play requested permission to place a banner [similar to the Old Home Day banner] over School Street to advertise this upcoming event. The play will run from March 17-19 and she would like to have the banner up from the end of February through to March 19th.

On a motion made by Mr. Gorecki and seconded by Mr. Brown, it was unanimously **VOTED** to approve the request from the producers of the 7th Grade play to place a banner over School Street starting today and ending March 19th.

2 Conservation Commission's Intent's Account The Carlisle Conservation Commission requested permission from the Board to expend \$955.60 from the Wetlands Intents Account to fund an extra 40 hours for their administrative assistant. It was noted that this request is for a temporary period of time.

On a motion made by Mr. Gorecki and seconded by Mr. Brown, it was unanimously **VOTED** to authorize the Conservation Commission to use Conservation Commission's Intents Account to cover additional wages for administrative hours for an amount not to exceed \$955.60.

Meeting with Town Moderator

Town Moderator Wayne Davis was present to discuss the order of the articles that will be addressed at the Special Town Meeting following this meeting. Wayne said he did not anticipate there would be any difficulty reversing the order of Articles 1 and 2.

Mrs. Moroney asked Wayne to make an announcement at the beginning of the Special Town Meeting that the Board of Selectmen will not meet on Wednesday, February 10th.

Mrs. Moroney brought up the prospect of what would happen if Article 2 did not pass. She said it was discussed at a previous Board of Selectmen's meeting that the Board did not want to move forward with approving the amended Regional Agreement if Article 2 did not pass.

Mr. Gorecki noted that as a Board, it was voted to support passage of both articles however it was also voted that if Article 2 did not pass, the Board would unanimously vote against Article 1. He said supporting Article 1 after Article 2 did not pass would not be in the Town's best interest.

At 7:00 pm the Board moved to the Auditorium for the Special Town Meeting.

The Special Town Meeting adjourned at 9:00 p.m.

Respectfully submitted by Margaret Arena